HON'BLE MS JUSTICE G. ROHINI

W.P.NO. 18876 OF 2006

DATED: 17.4.2007

Between:

B. Sivashankar

… Petitioner

and

The Special Dy. Collector (HNSS) Unit-3,
Kurnool and others

…
Respondents

HON'BLE MS JUSTICE G. ROHINI

W.P.NO.18876 OF 2006

ORAL ORDER:

This writ petition is filed seeking a declaration that the alleged action of the respondents in not considering the representation of the petitioner for payment of compensation for the land taken away from him without following due process of law, for the purpose of digging a canal under 'Handri Neeva Project', is arbitrary and illegal.

A counter affidavit has been filed by the Mandal Revenue Officer, Maddikera Mandal-the 4th respondent herein stating that having considered the representation of the petitioner, he was already informed by endorsement dated 21.3.2006 as under:

> "As the lands were taken possession under the provisions of A.P. Land Reforms (Ceiling on Agricultural Holdings) Act, 1973, they have became government lands. The payment of land compensation to the lands already taken possession will be decided as per the rules in force by the Spl.Dy. Collector, (HNSS) unit 3rd Kurnool. The applicant is directed to approach the Spl. Dy. Collector (LA) HNSS unit 3rd Kurnool."

Hence, the writ petition is dismissed leaving it open to the petitioner to institute fresh proceedings in case the petitioner is aggrieved by the order dated 21.3.2006. No costs.

G. ROHINI, J

Date: 17.4.2007
cvm